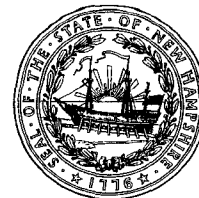




The State of New Hampshire
Department of Environmental Services



Michael P. Nolin
Commissioner

June 7, 2006

Mr. John McTear
Vice President
NEL/Con Ed Development
111 Broadway, 16th Floor
New York, New York 10006

LETTER OF COMPLIANCE
For
LETTER OF DEFICIENCY
No. ARD 04-007
(Sta.S.)

Dear Mr. McTear:

The New Hampshire Department of Environmental Services, Air Resources Division ("DES") has reviewed the actions taken by Newington Energy, L.L.C., in response to the Letter of Deficiency No. ARD 04-007 (the "LOD"). DES believes that the specific issues addressed in the LOD have been resolved in a manner consistent with the NH Admin. Rules Env-A 100 *et seq.*, NH Rules Governing the Control of Air Pollution. Based upon a determination by DES that compliance with the LOD has been achieved, DES issues this Letter of Compliance.

Please be advised that DES will continue to monitor the compliance status of Newington Energy, L.L.C. This letter does not provide relief against any existing or future violations, and refers only to the compliance issues addressed in the LOD.

DES recognizes the efforts that Newington Energy, L.L.C., has taken to come into compliance. If you have any questions regarding this Letter of Compliance, please contact Barbara Hoffman, Compliance Bureau, Air Resources Division, at (603) 271-7874. Thank you for your cooperation.

Sincerely,

Pamela G. Monroe
Compliance Bureau Administrator
Air Resources Division

PGM/blh

cc: R. Kurowski, EPA Region 1
G. Hamel, DES Legal Unit Administrator
A. Douglass, NEL
J. Glenn, DES ARD
AFS #3301590793